

**BEFORE THE MERIT EMPLOYEE RELATIONS BOARD
OF THE STATE OF DELAWARE**

**IN THE MATTER OF
CAROL E. JEFFERSON and
MARY KNOTT-ELLIS,
Grievants,**

v.

**DEPARTMENT OF CORRECTION
STATE OF DELAWARE,
Agency.**

DOCKET NO. 96-02-77

ORDER

BEFORE Katy K. Woo, Chairperson, Robert Burns, Vice-Chairperson, Walter Bowers, Gary Fullman, and Dallas Green, Members, constituting a quorum of the Merit Employee Relations Board ("Board") pursuant to 29 *Del. C.* § 5908(a).

AND NOW, this 19th day of December, 1996, it appearing to the Board that Grievant Mary Knott-Ellis on August 16, 1996 filed a written request with the Board seeking the rescission of the Order of Dismissal which had been entered in this matter on May 22, 1996 at the request of the Grievant's representative, the Delaware Correctional Officers Association, Inc. ("DCOA"). Ms. Knott-Ellis asserted that she did not authorize the DCOA to dismiss her grievance and sought a hearing; and,

WHEREAS, the Board by Order dated August 28, 1996 determined to treat such filing as a motion to reopen grievance No. 96-02-77 and afforded the Grievant Mary Knott-Ellis the opportunity to file in writing and serve upon the attorney for the Department of Correction any and

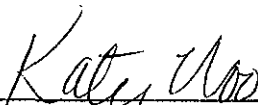
COPY

all arguments and authorities she may have as to why this matter should be reopened and why the motion to dismiss filed by the Department of Correction on May 13, 1996 should not be granted; and,

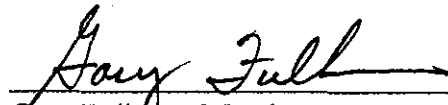
WHEREAS, the aforesaid Order of the Board dated August 28, 1996 having been served by first class mail upon the Grievant on August 30, 1996, and no filing having been made with the Board by the Grievant within the time specified in the Order nor as of the date hereof;

NOW, THEREFORE, the grievance of Mary Knott-Ellis in Docket No. 96-02-77 is hereby deemed to have been finally dismissed effective May 22, 1996.

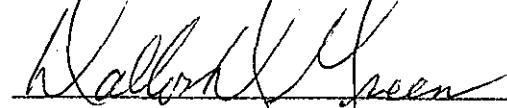
IT IS SO ORDERED:



Katy K. Woo, Chairperson


Robert Burns, Vice-Chairperson


Gary Fullman, Member


Walter Bowers, Member


Dallas Green, Member

Mailing Date: 12/30/96


MMT:bfo

Distribution:

Original: File

Copies: Grievant's Representative

Agency's Representative

Merit Employee Relations Board

Katy K. Woo, Chairperson

Robert Burns, Vice Chairperson

Walter Bowers, Member

Gary Fullman, Member

Dallas Green, Member